IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO.737 OF 2005

IN

SUIT NO.2234 OF 2005

...

Shri Kailash Gangadhar Kshirsagar...Plaintiff

v/s.

Doordarshan Employees Co.op. Hsg.society Ltd. ...Defendant

...

Mr.M.A.Chudhary for the Plaintiff.

None for the Defendant.

...

CORAM: D.K.DESHMUKH, J.

DATED: 6TH JUNE, 2006

P.C.:

The Plaintiff has filed this suit for recovery of the amount which the Defendant has promised to pay to the Plaintiff with interest by communication dated 23-6-2002. Defendant has been served with the summons for judgment. The Plaintiff has filed affidavit of service. Matter was called in the morning. Defendant was absent, therefore, the matter was kept back. It is called in the afternoon. Again none appears for the Defendant. The Defendant has also not filed any affidavit seeking leave of the court to defend the suit. In the absence of any affidavit seeking leave of the court to defend the suit, in terms of the Order XXXVII of the CPC, the Plaintiff is entitled to judgment.

Heard the learned Counsel for the Plaintiff. Perused the record. Summons for judgment is granted. The suit is decreed in terms of prayer clause (a) of the suit.

Refund of court fees as per rules.

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